

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, AUGUST 9, 2016 AT 7:00 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Gabor, Hayes, Morey and Thornton (5)

STATEMENT OF DIRECTOR

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Wednesday, January 6, 2016.”

MOMENT OF SILENCE

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 07/26/16 REGULAR MEETING
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor			X			
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

COMMUNICATIONS: None

REPORTS:

- 1) COUNTY ENGINEER: Dale Foster had no report.
- 2) COUNTY COUNSEL: Jim Arsenault had no report.
- 3) COUNTY TREASURER: Francine Springer had no report.

FREEHOLDER REPORTS:

- 1) FREEHOLDER MOREY: Mr. Morey reported another Unmanned Aerial Systems (UAS) Forum held. This took place on August 8th and had good attendance. Another symposium is being planned for this fall.

He met on-site for a 3 hour meeting with Rich Boornazian, Assistant Commissioner of the Department of Environmental Protection (DEP) to discuss and look at options regarding aquaculture access to the development zones. The County and the DEP have committed to working together to solve issues such as property ownership and the red knot. They are working on streamlining the regulatory environment for aquaculture development and access to the development zones.
- 2) FREEHOLDER GABOR: Ms. Gabor has no report.
- 3) FREEHOLDER HAYES: Ms. Hayes reported the Culture and Heritage Division had received a letter from the Historic Commission that they are receiving an increase in the re-grant funding which will go from \$7300 to \$14,000 this year. That comes out of the occupancy tax. She was happy to see this return of monies because the County is one of the major contributors to the tax.

The *Montreal Journal* one of the largest newspapers in the Providence of Quebec ran a three page article recently about Cape May County. The writer spent 5 days here experiencing everything we have to offer she stated. Diane and her staff are to be commended for the time they put into this public relations campaign valued at \$75,000 according to the freeholder.

- 4) FREEHOLDER DESIDERIO: On Monday, Mr. Desiderio, Freeholders Thornton and Hayes attended a support for the police rally in Cape May Court House sponsored by the Ancient Order of Hibernians and the VFW. It was great to see such a great crowd turn out in support of law enforcement, which we must do every day, support them he stated.

On Wednesday he attended most of the day at the Police Academy along with Prosecutor Taylor, Middle Township Chief of Police, Chris Leusner and Academy Director, Tom DePaul. Members of the Sheriff's Department and Prosecutor's Office were also there. A new use of force simulator for driving and firearms was on display. It's not only going to be used to train new recruits but also those officers that currently serve in Cape May County along with Sheriff's Department and Prosecutor's Office that will be able to be trained on this equipment. It's absolutely amazing and something to be seen he stated. At a later meeting Director DePaul will give a presentation to the board regarding the simulator. He will also be extending an invitation for them to go over to the academy to experience it firsthand. The public too will have the opportunity to see the training and how it works. He is very happy that we have this apparatus in Cape May County to help the recruits and current police officers he related.

- 5) FREEHOLDER THORNTON: Director Thornton expressed how happy he was to have been able to support the police and the Sheriff's Department at the unveiling of the simulator event during which he spoke to a crowd of approximately one hundred people. He conveyed the fact that the County has a state-of-the-art police academy. He thanked Freeholder Desiderio for his recommendations to the board and the board itself for being so supportive of the facility.

He announced the final paperwork would be signed on Thursday officially making the County a part of the Cumberland/Salem Workforce Development Board and bringing with it many avenues of funding to be utilized for residents here.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 658-16 Resolution authorizing Title IV-D Reimbursement Agreement Renewal for Arrest Functions for the Cape May County Office of the Sheriff.
(This Resolution authorizes a reimbursement agreement renewal from the State to the Sheriff's Office for arrest functions – fiscal year 10/1/16 through 9/30/17.)
- 659-16 Resolution awarding open-end contracts to furnish and deliver animal medications for the Cape May County Zoo, Animal Shelter, and K-9 Unit.
(This Resolution awards Contract No. 16-190 to MWI Animal Health, Contract No. 16-191 to Henry Schein Animal Health, Contract No. 16-192 to Jersey Shore Pharmacy and Contract No 16-193 to Merck Animal Health to provide animal medications for Cape May County Zoo, Animal Shelter and K-9 Unit commencing August 10, 2016 through August 9, 2017.)
- 660-16 Resolution authorizing Death Pronouncement Agreements with various professional licensed registered nurses.
(This Resolution authorizes an agreement with various professional licensed registered nurses for a period of one year commencing June 1, 2016 at the rate of \$125.00 per response and pronouncement and \$75.00 per scene response when no pronouncement.)

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

- 661-16 Resolution appointing certain County employees to their permanent position in their respective offices. (Sheriff)
(This Resolution is appointing County employees to a permanent title from the New Jersey Civil Service Commission based upon a qualifying action.)
- 662-16 Resolution authorizing Shared Services Agreements with certain municipalities within Cape May County for the Cape May County Animal Shelter.
(This Resolution authorizes Shared Services Agreements with certain Cape May County Municipalities for animal sheltering services.)
- 663-16 Resolution authorizing the Board to hold a meeting excluding the public on August 9, 2016 at 6:00 p.m. or as soon thereafter as possible or as practicable.
Matters falling within the attorney-client privilege.
(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)
- 664-16 Resolution authorizing execution of Shared Services Agreement between the County of Cape May and the Township of Lower for public safety answering, dispatch and related services.
(This Resolution authorizes a SSA wherein the County shall provide public safety call answering, dispatch and related services for all calls relating to police, fire and emergency medical services for Lower Township.)
- 665-16 Resolution supporting Bill A-1821 which will properly allocate 911 System and Emergency Trust Fund Account monies to County and Municipal 911 Centers, as required under Federal Law.
(This Resolution urges Governor Chris Christie and the New Jersey Legislature to support the A-1821 bill which will properly allocate 911 System and Emergency Trust Fund Account monies to county and municipal 911 centers, as required by law.)
- 666-16 Resolution applying to New Jersey Department of Law and Public Safety for Victims of Crime Act (VOCA) Grant for a total amount of \$497,918.05.
(This Resolution authorizes application to the State for a total amount of \$497,918.05 (Federal Agency \$398,334.44; In Kind Match \$95,583.61) for the period of 10/1/16 to 3/31/18.)
- 667-16 Resolution authorizing payment to the Travelers Insurance Company for various claims in the total amount of \$25,628.00.
(This Resolution authorizes payment to the Travelers Insurance Company, Property-Casualty Department for various claims.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MS. GABOR, SECONDED BY MR. MOREY

- 668-16 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- 669-16 Resolution awarding open-end contracts to Holy Redeemer Home Care – NJ Shore and Heartland Hospice, LLC to provide hospice services for Crest Haven Nursing and Rehabilitation Center.
(This Resolution awards Contract No. 16-197 to Holy Redeemer Home Care-NJ Shore and Contract No. 16-198 to Heartland Hospice, LLC to provide hospice services for Crest Haven Nursing Home and Rehabilitation Center commencing August 10, 2016 through August 9, 2017 with two additional 1-year options.)

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

- 670-16 Resolution authorizing State Equipment Use Agreement between New Jersey Department of Environmental Protection and County of Cape May for use of State Mosquito Control Commission assigned equipment.
(This Resolution authorizes an agreement with the New Jersey Department of Environmental Protection and the County of Cape May Department of Mosquito Control for use of equipment for mosquito control, effective July 1, 2016 to June 30, 2017.)
- 671-16 Resolution authorizing subcontracts with various Municipalities for participation in the Municipal Alliance Program in the amount of \$5,500.00.
(This Resolution authorizes subcontract for the period 7/1/16 through 6/30/17: Borough of Woodbine \$5,500.00.)
- 672-16 Resolution authorizing the County of Cape May to accept Phase 33 funding from FEMA for the Local Emergency Food and Shelter Program in the amount of \$95,521.00; to submit application to the EFSP to act as the Local Recipient Organization (LRO); to act as LRO, if applicable; to solicit applications on behalf of the Local Emergency Food and Shelter National Board Program (EFSP); and to execute applications and subsequent contracts, as applicable.
(This Resolution authorizes award from FEMA for the Local Emergency Food and Shelter Program in the amount of \$95,521.00, to submit application to the Local EFSP/FEMA Board to act as the Local Recipient Organization, to solicit applications to qualifying organizations, and to execute applications and subsequent contract as applicable in order to administer the food and shelter program.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X				X	
Ms. Hayes	X					
Mr. Morey	X					X
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

- 673-16 Resolution supplementing the 2016 Salary Resolution and approving appointments and salaries.
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 674-16 Resolution supporting Senate Bill No. 2369 to limit the application of Department of Environmental Protection (DEP) rules concerning shellfish habitat for certain dredging activities.
(This Resolution supports the passage of Senate Bill No. 2369 which limits application of DEP shellfish habitat rules for certain dredging activities.)
- 675-16 Resolution opposing seismic air-gun testing off the coast of New Jersey.
(This Resolution opposes the use of seismic air-gun testing off the coast of New Jersey.)
- 676-16 Resolution amending the 2016 Budget for the Veterans Transportation Grant #VL17T73 for the period 7/1/16 to 6/30/17 in the amount of \$13,000.00.
(This Resolution amends the 2016 Budget in the amount of \$13,000.00, providing funds for door-to-door transportation of Veterans to medical facilities in Delaware, Philadelphia, the Atlantic City area, and the Cape May Coast Guard Base.)

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

- 677-16 Resolution applying to the NJ Department of Human Services for Transportation, TIP, and Case Management grant funding FY17 in the amount of \$234,651.00 for the period of July 1, 2016 through June 30, 2017.
(This Resolution authorizes application to the NJ Department of Human Services, Division of Family Development, for the FY17 transportation, TIP, and Case Management Grant Funding in the amount of \$234,651.00 for the period 7/1/16 through 6/30/17.)
- 678-16 Resolution awarding open-end Contract No. 16-194 to Sassafras Design, LLC to provide graphic design services for Department of Tourism.
(This Resolution awards Contract No.16-194 to Sassafras Design, LLC to provide graphic design services for the County of Cape May for a term of three years commencing August 9, 2016 through August 8, 2019 with two 1- year options.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X		673-16*			

*Abstain Jeff Lindsay and Linda Thornton only

INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR

- 679-16 Resolution amending the 2016 Budget for the Workforce Innovation and Opportunity Act (WIOA) for the period 7/1/16 to 6/30/17 in the amount of \$366,075.00.
(This Resolution amends the 2016 Budget in the amount of \$366,075.00 to support efforts in assisting adults, youth and dislocated workers in finding employment.)
- 680-16 Resolution amending the 2016 Budget for the Work First New Jersey (WFNJ) for the period 7/1/16 to 6/30/17 in the amount of \$196,573.00.
(This Resolution amends the 2016 Budget in the amount of \$196,573.00 to support efforts in assisting adults, youth and dislocated workers in finding employment.)
- 681-16 Resolution amending Resolution No. 166-16 authorizing Change Order No. 6-Final in the amount of <\$199,901.40> to Asphalt Paving Systems, Inc. for Bay Avenue (CR656) Resurfacing Improvements from 6th Street to 18th Street in Ocean City.
(This Resolution corrects amounts for two pay items in the previously authorized Change Order No. 6-Final. The new amount is <\$204,007.48>.)
- 682-16 Resolution authoring Change Order No. 2 in the amount of \$76,464.65 to South State, Inc. for New Jersey Avenue (CR621) Section 2 Resurfacing Improvements from Young’s Avenue to 26th Avenue, City of Wildwood.
(This Resolution authorizes a change order for additional items of work to complete the project in a satisfactory manner.)
- 683-16 Resolution authorizing Change Order No. 2 in the amount of \$24,485.80 to Fabbri Builders, Inc. for Re-Bid Modular Building for Cape May County Spay and Neuter Clinic.
(This Resolution authorizes a change order that will cover additional utility connection services and expenses.)
- 684-16 Resolution awarding contract to South State, Inc. in the amount of \$51,010.00 for Utility Upgrades at the Cape May County Airport.
(This Resolution awards the contract for Utility Upgrades associated with Roadway and Infrastructure Improvements at the Cape May County Airport.)

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

- 685-16 Resolution granting permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their annual National Night Out on August 2, 2016.
(This Resolution gives permission to the City of Cape May to close a portion of Beach Avenue (CR604) for their National Night Out on August 2, 2016.)
- 686-16 Resolution closing the contract and accepting the work of Midlantic Construction, LLC for Ocean Drive (CR619) Bridges over Corsons Inlet and Grassy Sound Substructure Improvements.
(This Resolution accepts the work and closes the contract.)
- 687-16 Resolution approving contract documents for Roadway and Infrastructure Improvements at the Cape May County Airport and authorizing the Clerk of the Board to advertise for bids for same.
(The Resolution approves contract documents and authorizes advertisement.)
- 688-16 Resolution authorizing Change Order No. 2 in the amount of \$6,928.98 to Landberg Construction, LLC for 2016 Miscellaneous Drainage Improvements I on various County roads in the Borough of Avalon.
(This Resolution authorizes a change order to adjust quantities to reflect work to seal a formerly abandoned storm drain pipe at 4988 Ocean Drive (CR619) in Avalon.)
- 689-16 Resolution closing the contract and accepting the work of Garrison Architects for Design of County Branch Libraries in the Borough of Stone Harbor and the City of Sea Isle City.
(This Resolution accepts the work and closes the contract.)
- 690-16 Resolution authorizing Change Order No. 1-Final in the amount of <\$12,346.03> and closing the takeover agreement with International Fidelity Insurance Company for the completion of the New Cape May County Library – Sea Isle City Branch.
(This Resolution authorizes the final change order in accordance with terms of the original construction and closes the takeover agreement with International Fidelity Insurance Company for the New Cape May County Library – Sea Isle City Branch.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 691-16 Resolution determining the form and other details of the offering of \$40,000,000 General Obligation Bonds, Series 2016, consisting of \$33,825,000 General Obligation Bonds, Series 2016A, and \$6,175,000 General Obligation Bonds, Series 2016B (Lower Township Public Safety Building project), in Cape May County, State of New Jersey, and providing for the sale of such bonds.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

BOND ORDINANCE 2-16 (PUBLIC HEARING)

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

Director Thornton stated this is the date, time and place for final consideration of Bond Ordinance 2-16.

Clerk of the Board Elizabeth Bozzelli stated she had Proof of Publication for Bond Ordinance 2-16.

Director Thornton stated the Public Hearing was now open and asked if there was any public comment.

Seeing no hands he asked for a motion to close the Public Hearing.

MOTION TO CLOSE PUBLIC HEARING: FH Gabor moved/FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X				X	
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

Clerk of the Board reads ordinance by title:

Bond Ordinance providing for various 2016 capital improvements, by and in the County of Cape May, State of New Jersey; Appropriating \$57,300,000 therefor (including grants from the State of New Jersey Department of Transportation Trust Fund in the aggregate amount of \$6,312,200) and authorizing the issuance of \$56,991,000 bonds or notes of the county to finance part of the costs thereof.

BE IT ORDAINED AND ENACTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the County of Cape May, State of New Jersey (the "County") as general improvements. For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$57,300,000, said sum being inclusive of grants received or expected to be received from the New Jersey Department of Transportation Trust Fund in the amount of \$6,312,200 ("Grants"), and a down payment in the aggregate amount of \$309,000 for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either provisions or a provision in a previously adopted budget or budgets of the County for down payment or for capital improvement purposes or from moneys actually held by the County.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$57,300,000 appropriation not provided for by application hereunder of the down payment and until said Grants are received, negotiable bonds of the County are hereby authorized to be issued in the aggregate principal amount not exceeding \$56,991,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the County in an aggregate principal amount not

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

exceeding \$56,991,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued, include but are not limited to, are as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) General Capital Improvements Throughout The County Including, But Not Limited To, Environmental And Hazardous Materials Remediation At Various County Locations; County Building Improvements And Remediation; Fishing Creek Pump Station Improvements; Crest Haven De-Watering; Improvements To Of The Construction Of Salt Storage Facilities; Improvements To Parking Lots At Prosecutor's Office And Animal Shelter; Fare Free Addition To Administration Building; Mosquito Commission Fuel Facility, Pole Barn Improvements, Cape May County Zoo Education Center Improvements And County Park Driveway And Parking Lot Improvements;	\$5,830,000	\$5,538,500	\$291,500	15 years
(ii) CMC Bridge Commission Improvements Throughout The County Including, But Not Limited To, Ocean City Longport Bridge; Corsons Inlet Bridge; Townsends Inlet Bridge; And Grassy Sound Bascule Span Bridge; Mechanical And Electrical Improvements; Toll Equipment Improvements; And Middle Thorofare Bridge Improvements;	\$8,315,000	\$8,315,000	\$0 (No Down Payment Is Required Due To The NJDOT Grants)	20 years
(iii) Bridge Improvements Throughout The County Including, But Not Limited To, Roosevelt Boulevard (CR623) Over Crook Horn Creek Deck; Avalon Boulevard (CR601); 17 th Street Culvert; Ocean Drive (CR621) Over Upper Thororoughfare; Ocean Drive (CR621) Over Mill Creek; Hand Avenue (CR658) Over Skeeter Island Creek); Ocean Drive (CR619) Over Great Channel; Lafayette Street (CR633); 96 th Street Bridge; 104 th Street Bridge; And Various Bridge Improvements At Other Locations Throughout The County;	\$9,210,000	\$9,210,000	\$0 (No Down Payment Is Required Due To The NJDOT Grants)	20 years
(iv) Road Improvements Throughout The County Including, But Not Limited To, Woodbine-Ocean View Road (CR550)/Washington Avenue; Woodbine-Ocean View Road (CR550)/Scott Lane; Bayshore Road (CR603); Dennisville-Petersburg Road (CR610) Including Main Street; Goshen Road (CR615); Mechanic Street (CR615); Indian Trail Road (CR618); 55 th Street (CR619 And CR619S); Shunpike Road (CR620); New Bridge Road (CR628); Tuckahoe Road (CR631); Myrtle Avenue/West Perry Street (CR633); Webster Avenue (CR638); Hornet Road At County Airport; Church Road (CR602); Ocean Drive (CR619) Avalon; Ocean Drive (CR619) Revetment Wall; New Jersey Avenue (CR621); Roosevelt	\$33,595,000	\$33,595,000	\$0 (No Down Payment Is Required Due To The NJDOT Grants)	20 years

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
Boulevard/34 th Street (CR623); Corson Tavern Road (CR628); Fishing Creek Road/Academy Road (CR639); Court House – South Dennis Road (CR657); Stagecoach Road (CR667); West Avenue (CR619); Delaware Avenue (CR640); Broadway/Seashore Road (CR626); Hand Avenue (CR 658); Hope Corson Road (CR 671); Landis Avenue (CR 619); Rio Grande Avenue (CR 661); Crest Haven Complex (Including Parking Lots); Fulling Mill Road (CR 654); Dias Creek Road (CR 612); Seashore Road (CR 626); Ocean Drive (CR 621); Drainage Improvements, Resurfacing Improvements, Pavement Markings Improvements, Safety Improvements, And ADA Improvements To Various County Roads.				
(v) Various Technology Improvements Throughout The County, Including, But Not Limited To, Acquisition And Installation, As Applicable, Of Computers, Computer Hardware And Software, Fiber, Routers And An Uninterrupted Power System For The Administration Building.	\$350,000	\$332,500	\$17,500	7 years
Totals	<u>\$57,300,000</u>	<u>\$56,991,000</u>	<u>\$309,000</u>	

(b) Until the Grants are received, the aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$56,991,000.

(c) The aggregate estimated cost of said improvements or purposes is \$57,300,000, the excess thereof and until the Grants have been received, being the amount of \$309,000 is comprised of the down payment for said improvements or purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, as applicable, all engineering, architectural and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Board of Chosen Freeholders and available for public inspection and hereby approved.

SECTION 4. In the event the United States of America or the State of New Jersey make a contribution or grant in aid to the County for the improvements and purposes authorized hereby and the same shall be received by the County prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America or the State of New Jersey. In the event, however, that any amount so contributed or granted by the United States of America or the State of New Jersey shall be received by the County after the issuance of the bonds or notes

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the County as a result of using funds from his bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer/County Treasurer, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer/County Treasurer. The Chief Financial Officer/County Treasurer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer/County Treasurer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer/County Treasurer are each hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer/County Treasurer are each directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs, as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk of the Board of Chosen Freeholders and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the County may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is 19.44 years.

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Board of Chosen Freeholders of the County and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the County as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$56,991,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$5,000,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes hereinbefore described.

SECTION 8. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment of the principal of such debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The County hereby declares the intent of the County to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to payor reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 10. The Chief Financial Officer/County Treasurer of the County is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the County and to execute such disclosure document on behalf of the County. The Chief Financial Officer/County Treasurer of the County is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the County pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the County and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the County fails to comply with its undertaking, the County shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The County covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance will be considered for final adoption after a public hearing thereon at a meeting of the Board of Chosen Freeholders of the County. The Clerk of the

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

Board of Chosen Freeholders of the County is hereby authorized and directed to arrange for the publication of this bond ordinance in full or in summary after introduction upon first reading and after final adoption in an authorized newspaper of the County, such publications to be in accordance with the requirements of the Local Bond Law.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT BOND ORDINANCE 2-16: FH Hayes/FH Desiderio

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

Director Thornton declares Bond Ordinance 2-16 adopted.

ADDITION:

INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR

692-16 Resolution authorizing execution of Lease Termination Agreement with Mid-East Marine & Industrial Corp.

(This Resolution authorizes the execution of a Lease Termination Agreement with Mid-East Marine & Industrial Corp., for the return of possession of Building 98 at the Cape May County Airport to the County of Cape May following the expiration of the Tenant’s lease for same.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

General Fund	2,862,994.01
Grant Fund	65,782.71
Tax Appeal Trust	931.55
County Clerk Trust	86,205.00
CMC Sheriff Forfeited	1,529.26
Crest Haven Trust	279.31
Motor Vehicle Trust	5,687.07
CMC Zoo Trust	153,956.31
State Unemployment Ins.	1,960.50
Workers Compensation	281,884.58
Open Space Dedicated Fund	9,360.80
Self-Insurance Trust	1,119,128.31
CMC Fuel Resale System	47,761.76
Accumulated Absences	31,688.52
Prosecutors Clearing Acct	69,951.00
Prosecutors Forfeited Fnd	11,900.00
CMC Spay/Neuter Program	3,091.36
Animal Shelter Donations	3,516.75
Capital Improvements	1,252,158.76

MINUTES OF A REGULAR MEETING HELD AUGUST 9, 2016 (CONTINUED)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

PUBLIC COMMENTS: Ian Montgomery, Cinnaminson, NJ addressed the board in his capacity as an intern for the Pinelands Preservation Alliance. He explained as a member of the New Jersey Keep It Green Coalition and working with other park and conservation organizations their goal is to create a long term dedicated source of funding for preservation and stewardship of New Jersey’s natural areas, waterways, parks, farmlands and historic sites. He thanked Cape May County for being one of the agencies who supported and endorsed New Jersey Keep It Green and asked for continued support in the future.. He reported the Preserve New Jersey Act had been recently signed releasing funds for Green Acres, Blue Acres and Farmland and Historic Preservation that had been held up since 2014. This is currently funded by the New Jersey Corporate Business Tax he stated and further explained the percentages.

Larry Truli, Upper Township thanked Freeholder Gabor for her service and wished her well in future endeavors.

ADJOURN: 7:25 P.M. FH Desiderio moved/FH Hayes seconded.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD